

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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DOC #:

DLJ MORTGAGE CAPITAL, INC.,

Plaintiff,

v.

EASTERN AMERICAN MORTGAGE
COMPANY,

Defendant.

Case No. 07-cv-07933 (PKL)

ORDER TO SHOW CAUSE
TO ENTER DEFAULT JUDGMENT

PLEASE TAKE NOTICE that upon the annexed affidavit of Robert A. Pinel, Esq. sworn to the 17th day of December, 2007, and upon the copy of the exhibits attached thereto, and upon all prior pleadings and proceedings in this matter, it is

ORDERED, that the above named defendant show cause before a motion term of this Court, at Room 18B, United States Courthouse, 500 Pearl Street, in the City,

County and State of New York, on January 24, 2008, at 10

o'clock ~~in the~~ a.m., ~~on the~~, or as soon thereafter as counsel may be heard, why

an order pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure and Rule

55.2(b) of the Local Rules of the United States District Courts for the Southern and

Eastern Districts of New York should not be issued entering default and default

judgment against Defendant as to liability in the form of the Default Judgment attached

hereto for failing to appear and defend as required by the Rules of Civil Procedure; and

it is further

ORDERED, that at such date, place and time, ~~and~~, an inquest into damages be referred to United States Magistrate Douglas F. Eaton; and it is further

ORDERED that personal service of a copy of this order, the proposed Default Judgment, and annexed affidavit upon the defendant or his counsel on or before 5 o'clock in the ~~after~~noon, December 27, 2007, shall be deemed good and sufficient service thereof.

DATED: New York, New York
December 20, 2007

~~12/20/07~~


United States District Judge

